

United States Courts  
Southern District of Texas  
FILED

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

APR 13 2023

LORI LYCHELLE KIMBRO,

*Plaintiff,*

v.

BANK OF AMERICA, N.A.,

*Defendant.*

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Nathan Ochsner, Clerk of Court.

Civil Action No. 4:19-CV-03283

PLANTIFF'S NOTICE OF NON-SUIT

Plaintiff Lori Lychelle Kimbro files this *Notice of Non-suit* between Lori Lychelle Kimbro and Defendant Bank of America, N.A., (BANA).

GROUNDS

This lawsuit was incorrectly filed by the Lane Law Firm on August 5, 2019 with Lori Lychelle Kimbro and John Michael Kimbro Jr as plaintiff. John Michael Kimbro Jr., has never been a party in this lawsuit. John Michael Kimbro Jr, never at any time met with or spoke to The Lane Law Firm or Jeffrey Jackson. Representation in this case is suspect in that John Michael Kimbro Jr is still styled in filings by both Defendant, Bank of America and previous legal counsel, The Lane Law Firm and Jeffrey Jackson. Further attempts at securing new counsel have been disrupted because no filing could be found removing him from the case (Docket 65 - filed 4/12/23 at 8:20am - Motion to Withdraw as Counsel for the Plaintiff - Granted) and any new counsel wants to speak with John Michael Kimbro Jr. in order to proceed. Defendant Bank of America has concurred that John Michael Kimbro Jr is not a party in this lawsuit but required plaintiff, Lori Lychelle Kimbro to agree to a non judicial foreclosure against John Michael Kimbro Jr. being he is the sole loan holder as part of the settlement they wish to enforce.

Furthermore, it has been brought to light that Defendant Bank of America, shows the debt as being discharged. Effort has been made to contact Defendant Bank of America at the eight hundred number listed 877-487-8185. The automated system states the following, "our records indicate that this account is subject to a BK case or one or more borrowers received a discharge of their personal obligation to repay the debt associated with this account. To acknowledge that you are voluntarily using this system even though the debt associated with this account has been discharged, please say yes now." There are a great deal of errors and discrepancies made in this case and I see no way to move forward in good faith. My conscious will not allow me to agree to anything that will benefit me and harm another.

#### CONCLUSION

It is my desire to dismiss this case on grounds of misrepresentation and I no longer wish to pursue damages against defendant Bank of America, N.A., I will dismiss this case with prejudice. I respectfully request an order for dismissal with prejudice be granted.

Dated: April 12, 2023

Respectfully Submitted,

  
Lori Lychelle Kimbro, *pro se*

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

LORI LYCHELLE KIMBRO,

*Plaintiff*

v.

CIVIL ACTION NO. 4:19-CV-03283

BANK OF AMERICA, N.A.,

*Defendant*

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**ORDER GRANTING PLAINTIFF'S NOTICE OF NON-SUIT**

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On this day, came to be considered Plaintiff, Lori Lychelle Kimbro's Notice of Non-Suit in the above entitled and numbered cause, and the Court, being fully advised, finds that the request is founded and is hereby, **GRANTED**. It is therefore:

**ORDERED** that the case be Dismissed for Non-Suit.

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**THE HONORABLE KENNETH M. HOYT**